

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO.1217 OF 2006

Office Notes, Office
Memoranda of Coram, Court's or Judge's orders
appearances, Court's orders
or directions and
Registrar's orders

Mr.R.Sathyanarayan for the
applicant.

Mr.S.S.Tatkare APP for the State.

Coram : R.S.Mohite, J

Date : 3.5.2006.

PC

1. This is an application for grant of anticipatory bail. The applicant Ramesh Anantrai Busa is an accountant and is shown as an accused in C.R.No.104/2005 registered by the Malbar Hill Police station for alleged offences under Sections 420, 465, 467, 468, 473 r/w 506(II) of IPC. One Paresh Shah is shown as co-accused in the said crime. The complaint is lodged by one Jayalaxmi Mehta who is the mother-in-law of the said co-accused Paresh Shah. On perusing the complaint the

allegations therein appear to be that forged cheques were used by the present applicant and monies from 3 accounts belonging to her husband Amrutlal Zinabhai Mehta were mis-appropriated. APP states that the police have recorded the statement of the accused which implicates himself and the co-accused. It is not mentioned in the application that any such statement was obtained by force. On the contrary, it is contended that the present applicant is co-operating with the police and he may therefore, be granted anticipatory bail. In my view, this is a case where several offences are alleged and offence under Section 467 is a serious one punishable with life imprisonment. Monies are still required to be traced and for that purpose custodial interrogation is required. The various documents said to be forged are required to be shown to the present applicant and his admitted signatures and handwritings are also required to

be taken. In my view, not a fit case for grant of anticipatory bail. Application stands rejected. Advocate for the applicant seeks 4 weeks stay of the operation of this order. Prayer rejected.

(R.S.Mohite, J)

ANTICIPATORY BAIL APPLICATION

NO.1227 OF 2006

1. Heard K.G.Menon Senior Counsel for the applicant as well as learned APP for the State. It appears that several vital documents from the bank have not yet been seized by the police. Amongst these documents, are the pay-in-slips in respect of cheques by which amounts have been withdrawn from the account of Preeti Shah. Some of the cheques from the other account have also not been seized. APP states that investigation on this aspect is going on and necessary documents

from the bank will be urgently taken in to custody. He states that the present investigating officer has taken over the investigation in January-2006 and some time was required in understanding the case. In this view of the matter, at the request of the learned APP, the matter may be listed before the vacation judge for further orders on 17.5.2006. Till the next date, the ad-interim relief already granted to continue. APP is also directed to file reply indicating the material against the present applicant as revealed during the investigation before the next date with advance copy to other side. The applicant to report to the investigating officer on 5.5.2006, 11.5.2006, 12.5.2006 and 15.5.2006 between 9.00 A.M. and 5.00 P.M. Certified copy expedited.

(R.S.Mohite, J)